

IN THE BOARD OF SUPERVISORS
COUNTY OF SAN LUIS OBISPO, STATE OF CALIFORNIA

13th day of September, 2016

PRESENT: Supervisors

ABSENT:

RESOLUTION NO. _____

**RESOLUTION OF THE SAN LUIS OBISPO COUNTY BOARD OF
SUPERVISORS AUTHORIZING FEE WAIVERS FOR CHIMNEY FIRE
RECONSTRUCTION EFFORTS**

WHEREAS, on August 15, 2016, the Governor of the State of California issued a Proclamation of a State of Emergency for the County of San Luis Obispo in response to the chimney fire that occurred during the months of August and September 2016 (hereafter "the Chimney Fire"; and

WHEREAS, on August 23, 2016, the San Luis Obispo County Board of Supervisors ratified a Proclamation of Local Emergency made by the County Administrative Officer and Director of Emergency Services on August 20, 2016, finding there exists in this county a condition of extreme peril to life and property due to the Chimney Fire; and

WHEREAS, the Board of Supervisors finds the condition of extreme peril to life, safety, and property is continuing; and

WHEREAS, the Chimney Fire and related evacuations have caused a substantial financial hardship to those whose properties were damaged from the fire.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED as follows:

1. County fees shall be waived for the reconstruction of buildings or improvements that were damaged or destroyed by the Chimney Fire with the exceptions noted below.

2. As used in this Resolution, "building permit fees" or "permit fees" or "fees" include all County assessed fees relating to the reconstruction of a home or other structure and related improvements including all Planning and Building, Environmental Health and Public Works fees. "Reconstruction" means the repair or replacement of a damaged or destroyed structure that was originally lawfully erected, not exceeding the total square footage (area) of the previously existing structure and includes, but is not limited to, damage to any electrical, mechanical, sewer or septic system or any similar system. If the property owner requests a permit to build a larger home or structure than previously was lawfully erected, the building permit fees and all mitigation and development fees shall be assessed based upon the net increase in gross building area.

3. Structures that were not previously issued building permits or not previously legally established may not be allowed fee waivers.

4. This resolution shall take effect immediately upon its adoption by the Board of Supervisors, and the County Clerk shall certify the vote adopting this resolution.

5. The waiver of fees shall apply only for the original term (life) of the building permit and any renewal or transfer thereof shall be accompanied by the customary fees as established by the County.

6. The waiver of fees shall be allowed only if the applicant completes a Planning and Building or Department of Public Works Fee Waiver Request form. For purposes of Chimney Fire recovery and reconstruction either form shall be applicable to and may be used for any other county department that does not have an existing fee waiver request form.

Upon motion of Supervisor _____, seconded by

Supervisor _____, and on the following roll call vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAINING:

the foregoing Resolution is hereby adopted.

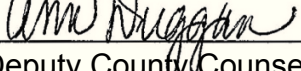
Chairperson of the Board of Supervisors

ATTEST:

Clerk of the Board of Supervisors

APPROVED AS TO FORM AND
LEGAL EFFECT:

RITA NEAL
County Counsel

By: 
Deputy County Counsel

Dated: September 2, 2016